

Appropriation: Miscellaneous Trust Funds

APPROPRIATION LANGUAGE SHEET

In addition to amounts authorized to be expended under existing laws, there is hereby appropriated such amounts as may be contributed under section 307 of the Act of October 21, 1976 (43 U.S.C. 1701), and such amounts as may be advanced for administrative costs, surveys, appraisals, and costs of making conveyances of omitted lands under section 211(b) of that Act, to remain available until expended (*Department of the Interior and Related Agencies Appropriations Act, 2004*).

APPROPRIATION LANGUAGE CITATIONS

In addition to amounts authorized to be expended under existing law, there is hereby appropriated such amounts as may be contributed under section 307 of the *Federal Land Policy Management Act* and such amounts as may be advanced for administrative costs, surveys, appraisals, and costs of making conveyances of omitted lands under section 211(b) of that Act, to remain available until expended.

43 U.S.C. 315h

43 U.S.C. 315i

43 U.S.C. 355

43 U.S.C. 759

43 U.S.C. 761

43 U.S.C. 1721

43 U.S.C. 1737

31 U.S.C. 1321(a)(47),(48)

48 Stat. 1224-36

P.L. 105 - 83

Statutes that authorize permanent trust funds:

The Taylor Grazing Act of 1934, as amended (43 U.S.C. 315h, 315i) provides for the Secretary of the Interior to accept contributions for the administration, protection, and improvement of grazing lands, and for these funds to be deposited into the Treasury in a trust fund; the Act also permanently appropriates them for use by the Secretary.

The Act of March 3, 1891, Section 11 (43 U.S.C. 355) provides for the sale of town lots to non-Native Alaskans. This Act was repealed by the *FLPMA* in 1976. The Comptroller General Opinion of November 18, 1935, and *31 U.S.C. 1321* authorize the use of trust funds to provide for survey and deed recordation of town lots occupied prior to passage of *FLPMA*.

43 U.S.C. 759 provides for accomplishment of public surveys of whole townships through a trust fund; deposits for expenses deemed appropriated. ***43 U.S.C. 761*** provides for refunds from trust funds established in ***43 U.S.C. 759*** of costs in excess of expenses.

31 U.S.C. 1321(a)(47) and (48) classify the activities of "Expenses, public survey work, general" and "Expenses, public survey work, Alaska" as trust funds.

48 Stat. 1224-36 provides for payments in advance for public surveys.

Statutes that authorize current appropriations of trust funds:

43 U.S.C. 1721(a) and (b) (FLPMA Section 211(a) and (b)) provide for the donation of funds for surveys of omitted lands.

43 U.S.C. 1737(c) (FLPMA Section 307(c)) provides that funds may be contributed to BLM for: 1) resource development, protection, and management; (2) acquisition or conveyance of public lands; and (3) cadastral surveys on Federally controlled or intermingled lands. Contributed funds are to be placed in a separate account in the Treasury and are authorized to be appropriated and available until expended.

Department of the Interior and Related Agencies Appropriations Act, 2002.

AUTHORIZATIONS

The Federal Land Policy and Management Act of 1976 (43 U.S.C. 1721, 1737)

Provides for the acceptance of contributed money or services for: (1) resource development, protection, and management; (2) conveyance or acquisition of public lands (including omitted lands or islands) to States, their political subdivisions, or individuals; and (3) conducting cadastral surveys.

Taylor Grazing Act (43 U.S.C. 315h and 315i)

Provides for the acceptance of contributions for rangeland improvements.

43 U.S.C. 759, 761, and 31 U.S.C. 1321(a)

Provides for contributions for public surveys.

Act of March 3, 1891, Section 11

Provides for the sale of town lots to non-Native Alaskans. This Act was repealed by FLPMA.

The Comptroller General Opinion of November 18, 1935, and 31 U.S.C. 1321

Authorizes the use of trust funds to provide for survey and deed recordation of town lots occupied prior to passage of FLPMA.

The Sikes Act of 1974, as amended (16 U.S.C. 670 et seq.)

Provides for the conservation, restoration, and management of species and their habitats in cooperation with State wildlife agencies.

SUMMARY OF REQUIREMENTS (\$000)

Comparison by Activity/ Subactivity	2003 Actual		2004 Estimate		Uncontrollable & Related Changes (+/-)		Program Changes (+/-)		2005 Budget Request		Inc(+) Dec(-) from 2003	
	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount	FTE	Amount
Miscellaneous Trust Funds	85	16,046	85	14,000	0	0	0	0	85	14,000	0	0
CURRENT:	73	14,788	73	12,405	0	0	0	0	73	12,405	0	0
Conveyance of Omitted Lands	0	0	0	0	0	0	0	0	0	0	0	0
Resource Development Protection & Management - FLPMA	31	7,302	31	6,112	0	0	0	0	31	6,112	0	0
Resource Development Protection & Management - California Off-Highway	38	7,269	38	6,111	0	0	0	0	38	6,111	0	0
Wildlife & Fish Conservation & Rehabilitation - Sikes Act	4	198	4	167	0	0	0	0	4	167	0	0
Rights-Of-Way	0	18	0	15	0	0	0	0	0	15	0	0
PERMANENT:	12	1,258	12	1,595	0	0	0	0	12	1,595	0	0
Resource Development Protection & Management - Taylor Grazing Act	7	758	7	972	0	0	0	0	7	972	0	0
Public Survey	5	500	5	623	0	0	0	0	5	623	0	0
Trustee Funds - Alaska Townsites	0	0	0	0	0	0	0	0	0	0	0	0

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ACTIVITY SUMMARY (\$000)

Subactivity	2003 Actual Amount	2004 Estimate Amount	Uncontrollable & Related Changes (+/-) Amount	Program Changes (+/-) Amount	2005 Budget Request Amount	Inc(+) Dec(-) from 2004 Amount
CURRENT:						
Conveyance of Omitted Lands						
\$	0	0	0	0	0	0
FTE	0	0	0	0	0	0
Resource Development Protection & Management - FLPMA						
\$	7,302	6,112	0	0	6,112	0
FTE	31	31	0	0	31	0
Resource Development Protection & Management - California Off- Hiway						
\$	7,269	6,111	0	0	6,111	0
FTE	38	38	0	0	38	0
Wildlife & Fish Conservation & Rehabilitation - Sikes Act						
\$	198	167	0	0	167	0
FTE	4	4	0	0	4	0
Rights-Of- Way						
\$	18	15	0	0	15	0
FTE	0	0	0	0	0	0
Subtotal Dollars - CURRENT						
\$	14,787	12,405	0	0	12,405	0
FTE	73	73	0	0	73	0

Activity: Land and Resource Management Trust Fund (Current, Mandatory, Indefinite)

ACTIVITY DESCRIPTION

The Land and Resource Management Trust Fund provides for resource development, protection, and management improvement of the public lands using money and services that are contributed to the BLM from non-Federal sources.

Contributions and donations of money from private individuals, companies, user organizations, State government agencies, and other non-Federal entities provide for the performance of certain conservation practices. The BLM must receive these monies before work begins, and any money remaining after the project is completed is returned to the contributor if they desire.

Funds are routinely received for the following purposes:

- **Conveyance of Omitted Lands** - This activity accounts for contributed funds for land and realty actions from non-Federal sources or applicants as agreed to through an established contribution agreement.
- **Resource Development, Protection, and Management--FLMPA** - According to the *Federal Land Policy and Management Act*, the BLM can accept contributed money or services for (1) resource development, protection, and management; (2) conveyance or acquisition of public lands; and (3) conducting cadastral surveys.
- **Resource Development, Protection and Management of California Off-Highway Vehicles** - Includes contributions from the State of California Off-Highway Vehicle license ("Green Sticker") fund. The BLM uses this fund for the development, maintenance, and operation of benefiting projects on BLM-administered public lands in California.
- **Wildlife & Fish Conservation & Rehabilitation--Sikes Act** - The *Sikes Act* authorizes State game and fish departments to charge fees for activities such as hunting, fishing, and trapping on Federal lands. These funds are shared with the BLM and used by the BLM for the conservation, restoration, management and improvement of wildlife species and their habitat.
- **Rights-of-Way** - This activity accounts for funds contributed by private entities to pay the casework costs of processing ROW grants requested by them.

Activity: Permanent Miscellaneous Trust Funds

The following funds are permanently available as Permanent Miscellaneous Trust Funds to the Secretary of the Interior for efforts as specified by the authorizing Act:

- ***Taylor Grazing Act Contributions*** - These contributions are permanently appropriated as trust funds to the Secretary for rangeland improvement.
- ***Public Survey Contributions*** - These contributions are permanently appropriated as trust funds to the Secretary for cadastral survey, as authorized.
- ***Trustee Funds, Alaska Townsites*** - These contributions are provided for the sale of town lots to non-Native Alaskans. These trust funds provide for the survey and deed transfer of town lots. Purchasers pay the cost of survey and deed transfer plus \$25. (Native Alaskans are exempt from payment.) Only lots occupied before the passage of FLPMA may be deeded to the occupants; all other lots are the property of the municipality.

Budget Schedules

PROGRAM AND FINANCING (MILLION \$)

Identification code: 14-9971-0-7-302		2003 Actual	2004 Estimate	2005 Estimate
Obligations by program activity:				
00.01	Land and resource management trust fund	16	14	14
10.00	Total new obligations	14	14	14
Budgetary resources available for obligation:				
obligation:				
21.40	Unobligated balance carried forward, start of year	11	13	12
22.00	New budget authority (gross)	16	14	14
22.10	Resources available from recoveries of prior year obligations	1	0	0
23.90	Total budgetary resources available for obligations	28	27	26
23.95	Total new obligations	-14	-14	-14
24.40	Unobligated balance available, end of year	13	12	12

Identification code: 14-9971-0-7-302		2003 Actual	2004 Estimate	2005 Estimate
New budget authority (gross), detail:				
Mandatory:				
60.26	Appropriation (trust fund)	16	14	14
Change in obligated balances				
72.40	Obligated balance, start of year	6	5	7
73.10	Total new obligations	14	14	14
73.20	Total outlays (gross)	-14	-14	-14
73.45	Recoveries of prior year obligations	-1	0	0
74.40	Obligated balance, end of year	5	7	7
Outlays (gross), detail:				
86.97	Outlays from new mandatory authority	7	7	7
86.98	Outlays from mandatory balances	7	7	7
87.00	Total outlays, gross	14	14	14
Net budget authority and outlays:				
89.00	Budget authority	16	14	14
90.00	Outlays	16	14	14

OBJECT CLASSIFICATION (MILLION \$)

Identification code: 14-9971-0-7-302		2003 Actual	2004 Estimate	2005 Estimate
Personnel compensation:				
11.1	Full-time permanent	3	3	3
11.5	Other personnel compensation	1	1	1
11.9	Total personnel compensation	4	4	4
12.1	Civilian personnel benefits	1	1	1
25.2	Other services	4	4	4
25.4	Operation and maintenance of facilities	1	1	1
26.0	Supplies and materials	1	1	1
31.0	Equipment	1	1	1
32.0	Land and structures	1	1	1
41.0	Grants, subsidies, and contributions	1	1	1
99.9	Total, new obligations	14	14	14

PERSONNEL SUMMARY

Identification code: 14-9971-0-7-302		2003 Actual	2004 Estimate	2005 Estimate
Direct Programs:	Full-time equivalent employment	85	85	85